§ 15504. Government traffic

A pipeline carrier providing transportation or service for the United States Government may transport property for the United States Government without charge or at a rate reduced from the applicable commercial rate. Section 6101(b) to (d) of title 41 does not apply when transportation for the United States Government can be obtained from a carrier lawfully operating in the area where the transportation would be provided.


PRIOR PROVISIONS
Provisions similar to those in this section were contained in section 1074 of this title prior to the general amendment of this subtitle by Pub. L. 104–88, § 102(a).

§ 15505. Prohibition against discrimination by pipeline carriers

A pipeline carrier providing transportation or service subject to this part may not subject a person, place, port, or type of traffic to unreasonable discrimination.


PRIOR PROVISIONS
Provisions similar to those in this section were contained in section 10721 of this title prior to the general amendment of this subtitle by Pub. L. 104–88, § 102(a).

AMENDMENTS
2011—Pub. L. 111–350 substituted “Section 6101(b) to (d) of title 41” for “Section 3709 of the Revised Statutes (41 U.S.C. 5)”.  

§ 15506. Facilities for interchange of traffic

A pipeline carrier providing transportation subject to this part shall provide reasonable, proper, and equal facilities that are within its power to provide for the interchange of traffic between, and for the receiving, forwarding, and delivering of property to and from, its respective line and a connecting line of a pipeline, rail, or water carrier under this subtitle.


PRIOR PROVISIONS
Provisions similar to those in this section were contained in section 10742 of this title prior to the general amendment of this subtitle by Pub. L. 104–88, § 102(a).

CHAPTER 157—OPERATIONS OF CARRIERS

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Prior Provisions

Provisions similar to those in this section were contained in section 11145 of this title prior to the general amendment of this subchapter by Pub. L. 104–88, § 15901.

CHAPTER 159—ENFORCEMENT: INVESTIGATIONS, RIGHTS, AND REMEDIES

§ 15901. General authority

(a) INVESTIGATION; COMPLIANCE ORDER.—Except as otherwise provided in this part, the Board may begin an investigation under this part only on complaint. If the Board finds that a pipeline carrier is violating this part, the Board shall take appropriate action to compel compliance with this part. The Board shall provide the carrier notice of the investigation and an opportunity for a proceeding.

(b) COMPLAINT.—A person, including a governmental authority, may file with the Board a complaint about a violation of this part by a pipeline carrier providing transportation or service subject to this part. The complaint must state the facts that are the subject of the violation. The Board may dismiss a complaint if it determines does not state reasonable grounds for investigation and action. However, the Board may not dismiss a complaint made against a pipeline carrier providing transportation subject to this part because of the absence of direct damage to the complainant.

(c) AUTOMATIC DISMISSAL.—A formal investigative proceeding begun by the Board under subsection (a) is dismissed automatically unless it is concluded by the Board with administrative finality by the end of the 3d year after the date on which it was begun.

§ 15721. Definitions

In this subchapter, the following definitions apply:

(1) CARRIER. —The terms “carrier” and “lessor” include a receiver or trustee of a pipeline carrier and lessor, respectively.

(2) LESSOR. —The term “lessor” means a person owning a pipeline that is leased to and operated by a carrier providing transportation under this part.

(3) ASSOCIATION. —The term “association” means an organization maintained by or in the interest of a group of pipeline carriers that performs a service, or engages in activities, related to transportation under this part.


Prior Provisions

Provisions similar to those in this section were contained in section 11145 of this title prior to the general amendment of this subchapter by Pub. L. 104–88, § 15901.

§ 15722. Records: form, inspection; preservation

(a) FORM OF RECORDS. —The Board may prescribe the form of records required to be prepared or compiled under this subchapter by pipeline carriers and lessors, including records related to movement of traffic and receipts and expenditures of money.

(b) INSPECTION. —The Board, or an employee designated by the Board, may on demand and display of proper credentials—

(1) inspect and examine the lands, buildings, and equipment of a pipeline carrier or lessor; and

(2) inspect and copy any record of—

(A) a pipeline carrier, lessor, or association; and

(B) a person controlling, controlled by, or under common control with a pipeline carrier or lessor if the Board considers inspection relevant to that person’s relation to, or transaction with, that carrier.

(c) PRESERVATION PERIOD. —The Board may prescribe the time period during which operating, accounting, and financial records must be preserved by pipeline carriers and lessors.


Prior Provisions

Provisions similar to those in this section were contained in section 11145 of this title prior to the general amendment of this subchapter by Pub. L. 104–88, § 15901.

§ 15723. Reports by carriers, lessors, and associations

(a) FILING OF REPORTS. —The Board may require pipeline carriers, lessors, and associations, or classes of them as the Board may prescribe, to file annual, periodic, and special reports with the Board containing answers to questions asked by it.

(b) UNDER OATH.—Any report under this section shall be made under oath.


Prior Provisions

Provisions similar to those in this section were contained in section 11145 of this title prior to the general amendment of this subchapter by Pub. L. 104–88, § 15901.

§ 15901.